



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rory Matthew Johnson

Serial No: 09/303,791

Filed: April 30, 1999

Examiner: Ernesto Garcia

Attorney Docket No: G-00263/US - 0707-00263

Title: Rolling Diaphragm Boot for a Constant Velocity Joint

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

17/86-400
C.P.
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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Dear Sir:

In response to the notice of non-compliant amendment mailed on December 29, 2003, in the application, Applicant hereby makes a second election as follows:

Applicant hereby elects species II which corresponds to Figures 6A through 6C and to claims 1, 4, 8, and 11 with traverse.

REMARKS

The Applicant has correctly elected to prosecute species II relating to Figures 6A through 6C in the instant paper. Applicant had mistakenly elected species I in the previously filed amendment of November 10, 2003. Therefore, Applicant now correctly elects species II relating to Figures 6A and 6C to prosecute with relation to the amended claims as filed in the amendment response on November 10, 2003. Therefore, it is respectfully submitted that the new election of species II to be prosecuted overcomes any non-compliance of the reply filed in response to the prior office action. It is respectfully submitted that the corrected election of species along with